

To: Arbaugh, Steve[Arbaugh.Steve@epa.gov]; Anthony Gallegos[agallegos@blm.gov]
From: Auby, William
Sent: Wed 6/3/2015 6:09:30 PM
Subject: Re: Jurisdiction Regarding

Steve,

It appears that for the land in question, although BLM is the owner, is under Public Land Order 2198, which withdraws the land from appropriation for Indian use in aid of pending legislation. The Order further establishes that the land is administered by the Commissioner of Indian Affairs pending legislation. How this affects granting access to conduct CERCLA response actions, I do not know. BLM will continue to work with EPA on appropriate actions.

On Tue, Jun 2, 2015 at 12:23 PM, Auby, William <bauby@blm.gov> wrote:

Hi Steve,

Our records indicate that the SE 1/4 of section 13 in T. 13 N., R. 11 W., is BLM land. The records indicate that it is acquired land. If there is any legislation out there that gives BIA administration of the property, I'm not aware of it. I will continue to research and let you know if I find anything.

On Tue, Jun 2, 2015 at 10:14 AM, Arbaugh, Steve <Arbaugh.Steve@epa.gov> wrote:

Good Morning Bill and Anthony,

Is the BLM the agency with jurisdiction over the 13 North 11 West SE ¼ of Section 13?

According to the McKinley County Assessor's office the BLM is the owner of the property. There is some concern by the attorney that BIA may have jurisdiction over the property.

Can you confirm the BLM is the agency that has jurisdiction over this property? I appreciate your patience and look forward to your response.

Please contact me with any questions at 415.972.3113.

Thanks!

Steven Arbaugh

From: Auby, William [mailto:bauby@blm.gov]
Sent: Wednesday, May 20, 2015 10:32 AM
To: Arbaugh, Steve; Anthony Gallegos
Subject: Contact information for haystack Mine

Steve,

Here is my contact information at the bottom and the local Field Office representative above that. The team will be working with the Farmington Field Office so Tony Gallegos will be primary contact.

Farmington Field Office

Anthony Gallegos agallegos@blm.gov

505 564-7723

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Bill Auby - Geologist

Mining Law/AML Program Lead

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